

**OBLON, SPIVAK, McCLELLAND, MAIER & NEUSTADT, P.C.**

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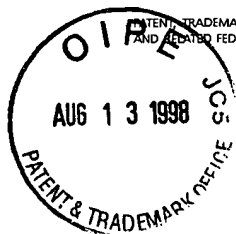
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PATENT, TRADEMARK AND COPYRIGHT LAW  
AND RELATED FEDERAL AND ITC LITIGATION

DOCKET NO: 0039-6551-3RD CIP

ATTN: APPLICATION BRANCH

**THIS IS A RESPONSE TO A  
NOTICE TO FILE MISSING PARTS OF APPLICATION**

ASSISTANT COMMISSIONER FOR PATENTS  
WASHINGTON, D.C. 20231

Re: Inventor: Takeshi SAITO, et al.  
Serial No.: 09/035,995  
Filed: March 6, 1998  
For: DATA TRANSFER CONTROL DEVICE, RELAY  
DEVICE AND CONTROL DEVICE SUITABLE FOR  
HOME NETWORK ENVIRONMENT

SIR:

Attached hereto for filing are the following papers:

- Notice to File Missing Parts
- Filing of Declaration/Declaration
- Request for Corrected Official Filing Receipt w/Attachment

Our check in the amount of \$    .00 is attached covering any required fees. In the event any variance exists between the amount enclosed and the Patent Office charges for filing the above-noted documents, including any fees required under 37 C.F.R. 1.136 for any necessary Extension of Time to make the filing of the attached documents timely, please charge or credit the difference to our Deposit Account No. 15-0030. Further, if these papers are not considered timely filed, then a petition is hereby made under 37 C.F.R. 1.136 for the necessary extension of time. A duplicate copy of this sheet is enclosed.

Respectfully submitted,

OBLON, SPIVAK, McCLELLAND,  
MAIER & NEUSTADT, P.C.

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Attorney of Record  
Registration No. 21,124

Robert F. Gnuse  
Registration Number 27,295

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\* JAPANESE PATENT ATTORNEY

\* REGISTERED PATENT AGENT



UNITED STATES DEPARTMENT OF COMMERCE  
Patent and Trademark Office  
Address: COMMISSIONER OF PATENTS AND TRADEMARKS  
Washington, D.C. 20231

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NO./TITLE
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09/035,995

03/06/98

0039-6551-3RD-017

0039-6551-3R

0372/0615

OBLON SPIVAK MCCLELLAND MAIER & NEUSTADT  
FOURTH FLOOR  
1755 JEFFERSON DAVIS HIGHWAY  
FAIRLINGTON VA 22202

NOT ASSIGNED

2755

DATE MAILED:

06/15/98

### NOTICE TO FILE MISSING PARTS OF APPLICATION

*Filing Date Granted*

An Application Number and Filing Date have been assigned to this application. The items indicated below, however, are missing. Applicant is given TWO MONTHS FROM THE DATE OF THIS NOTICE within which to file all required items and pay fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a). If any of items 1 or 3 through 5 are indicated as missing, the SURCHARGE set forth in 37 CFR 1.16(e) of ☐ \$65.00 for a small entity in compliance with 37 CFR 1.27, or ☒ \$130.00 for a non-small entity, must also be timely submitted in reply to this NOTICE to avoid abandonment.

If all required items on this form are filed within the period set above, the total amount owed by applicant as a ☐ small entity (statement filed) ☒ non-small entity is \$ \_\_\_\_\_.

☐ 1. The statutory basic filing fee is:

- ☐ missing.
- ☐ insufficient.

Applicant must submit \$ \_\_\_\_\_ to complete the basic filing fee and/or file a small entity statement claiming such status (37 CFR 1.27).

☐ 2. Additional claim fees of \$ \_\_\_\_\_, including any multiple dependent claim fees, are required.

\$ \_\_\_\_\_ for \_\_\_\_\_ independent claims over 3.

\$ \_\_\_\_\_ for \_\_\_\_\_ dependent claims over 20.

\$ \_\_\_\_\_ for multiple dependent claim surcharge.

Applicant must either submit the additional claim fees or cancel additional claims for which fees are due.

☐ 3. The oath or declaration:

- ☐ is missing or unexecuted.
- ☐ does not cover the newly submitted items.
- ☐ does not identify the application to which it applies.
- ☒ does not include the city and state or foreign country of applicant's residence.

An oath or declaration in compliance with 37 CFR 1.63, including residence information and identifying the application by the above Application Number and Filing Date is required.

☐ 4. The signature(s) to the oath or declaration is/are by a person other than inventor or person qualified under 37 CFR 1.42, 1.43 or 1.47.

A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.

☐ 5. The signature of the following joint inventor(s) is missing from the oath or declaration:

An oath or declaration in compliance with 37 CFR 1.63 listing the names of all inventors and signed by the omitted inventor(s), identifying this application by the above Application Number and Filing Date, is required.

☐ 6. A \$50.00 processing fee is required since your check was returned without payment (37 CFR 1.21(m)).

☐ 7. Your filing receipt was mailed in error because your check was returned without payment.

☐ 8. The application does not comply with the Sequence Rules.

See attached "Notice to Comply with Sequence Rules 37 CFR 1.821-1.825."

☐ 9. OTHER: \_\_\_\_\_

Direct the reply and any questions about this notice to "Attention: Box Missing Parts."

**A copy of this notice MUST be returned with the reply.**

Customer Service Center,  
Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE

Docket No. 0039-6551-3RD CIP

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

IN RE APPLICATION OF:

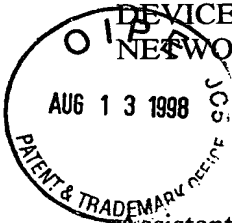
Takeshi SAITO, et al.

ATTN: APPLICATION PROCESSING  
DIVISION

SERIAL NO.: 09/035,995

FILED: March 6, 1998

FOR: DATA TRANSFER CONTROL  
DEVICE, RELAY DEVICE AND CONTROL  
DEVICE SUITABLE FOR HOME  
NETWORK ENVIRONMENT



FILING OF DECLARATION UNDER 37 CFR 1.53(F)

Assistant Commissioner for Patents  
Washington, D. C. 20231

Sir:

Responsive to the notification dated June 15, 1998, and in accordance with the provisions of 37 CFR 1.53(f), Applicants submit herewith a Rule 63 Declaration.

The required fee was paid at the time of filing the application.

In light of the foregoing, this application is deemed to be in proper condition for examination and such favorable action is earnestly solicited.

Respectfully submitted,

OBLON, SPIVAK, McCLELLAND,  
MAIER & NEUSTADT, P. C.

C. Irvin McClelland  
Attorney of Record  
Registration No. 21,124

**Robert F. Gnuse**  
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(OSMMN 1/97)  
CIM:ttb

DOCKET NO: 0039 -6551-3RD CIP/olp

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

IN RE APPLICATION OF:  
Takeshi SAITO, et al.

: GROUP: 2755

SERIAL NUMBER: 09/035,995

: ATTENTION:  
Application Division  
Customer Corrections

FILED: March 6, 1998

FOR: DATA TRANSFER CONTROL DEVICE, RELAY DEVICE AND CONTROL  
DEVICE SUITABLE FOR HOME NETWORK ENVIRONMENT



REQUEST FOR CORRECTED OFFICIAL FILING RECEIPT

Assistant Commissioner for Patents  
Washington, D.C. 20231

Sir:

The Patent Office is requested to provide a corrected Official Filing Receipt for the attached. If you have any questions, please do not hesitate to contact us.

No fees are required. However, in the event that a fee is required, please charge the appropriate amount to our Deposit Account No. 15-0030. A duplicate copy of this sheet is enclosed.

Respectfully submitted,

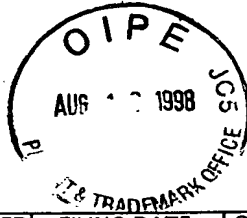
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FILING RECEIPT

THIN  
6-17-98



UNITED STATES DEPARTMENT OF COMMERCE  
Pat nt and Trademark Office  
ASSISTANT SECRETARY AND COMMISSIONER  
OF PATENTS AND TRADEMARKS  
Washington, D.C. 20231

APPLICATION NUMBER	FILING DATE	GRP ART UNIT	FIL FEE REC'D	ATTORNEY DOCKET NO.	DRWGS	TOT CL	IND CL
09/035,995	03/06/98	2755	\$4,674.00	0039-6551-3RD <sup>cip</sup>	31	90	30

OBLON SPIVAK MCCLELLAND MAIER & NEUSTADT  
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ARLINGTON VA 22202

Receipt is acknowledged of this nonprovisional Patent Application. It will be considered in its order and you will be notified as to the results of the examination. Be sure to provide the U.S. APPLICATION NUMBER, FILING DATE, NAME OF APPLICANT, and TITLE OF INVENTION when inquiring about this application. Fees transmitted by check or draft are subject to collection. Please verify the accuracy of the data presented on this receipt. If an error is noted on this Filing Receipt, please write to the Application Processing Division's Customer Correction Branch within 10 days of receipt. Please provide a copy of the Filing Receipt with the changes noted thereon.

Applicant(s)

0039-6551-3RD-CIP.

CONTINUING DATA AS CLAIMED BY APPLICANT-

THIS APPLN IS A CIP OF 08/950,143 10/14/97

FOREIGN FILING LICENSE GRANTED 05/15/98

TITLE

DATA TRANSFER CONTROL DEVICE, RELAY DEVICE AND CONTROL DEVICE  
SUITABLE FOR HOME NETWORK ENVIRONMENT

PRELIMINARY CLASS: 395

PLEASE NOTE THAT THE APPLICANT INFORMATION IS INCORRECT, IT SHOULD  
READ AS FOLLOWS:

1st = TAKESHI SAITO, TOKYO, JAPAN  
2nd = YOSHIKI TAKABATAKE, KANAGAWA, JAPAN  
3rd = MIKIO HASHIMOTO, CHIBA, JAPAN

PLEASE NOTE THAT THE FOREIGN APPLICATION INFORMATION HAS BEEN  
OMITTED, IT SHOULD READ AS FOLLOWS:

<u>JAPAN</u>	<u>8-272672</u>	<u>10/15/96</u>
<u>JAPAN</u>	<u>9-52125</u>	<u>03/06/97</u>
<u>JAPAN</u>	<u>10-020905</u>	<u>02/02/98</u>

RECEIVED

JUN 16 1998

OBLON, SPIVAK, McCLELLAND,  
MAIER & NEUSTADT P.C.